

1 UNITED STATES DISTRICT COURT  
2 NORTHERN DISTRICT OF OHIO  
3 WESTERN DIVISION

4 UNITED STATES OF AMERICA, - Docket No. 3:06-CR-719  
5 Plaintiff, -  
6 v. - Toledo, Ohio  
7 - May 8, 2008  
8 - Trial  
9 -  
10 MOHAMMAD ZAKI AMAWI, et al., -  
11 Defendants. -  
12 -----

13 VOLUME 48, TRANSCRIPT OF TRIAL  
14 BEFORE THE HONORABLE JAMES G. CARR  
15 UNITED STATES DISTRICT CHIEF JUDGE, AND A JURY

16 APPEARANCES:

17 For the Plaintiffs: United States Attorneys' Office  
18 By: Thomas E. Getz  
19 Justin E. Herdman  
20 801 Superior Avenue, W  
21 Cleveland, OH 44113  
22 (216) 622-3840

23 U.S. Department of Justice  
24 By: Jerome J. Teresinski  
25 David I. Miller  
10th & Constitution Ave, NW  
Washington, DC 20530  
(202) 353-3464

Office of the U.S. Attorney- Austin  
By: Gregg N. Sofer  
816 Congress Avenue  
Austin, TX 78701  
(512) 916-5858

22  
23  
24  
25

1 For the Defendant Amawi: Office of the Federal Public  
Defender - Cleveland

2 By: Amy B. Cleary  
Jonathan P. Witmer-Rich  
3 Edward G. Bryan  
Timothy C. Ivey  
4 750 Skylight Office Tower  
1660 West Second St.  
5 Cleveland, OH 44113  
(216) 522-4856

6  
Muawad & Muawad  
7 By: Elias Muawad  
36700 Woodward Avenue, Suite 209  
8 Bloomfield Hills, MI 48304  
(248) 594-4700

9  
10 For the Defendant Kerger & Kerger  
El-Hindi: By: Stephen D. Hartman  
Suite 201  
11 33 South Michigan Street  
Toledo, OH 43602  
12 (419) 255-5990

13 Boss & Vitou  
By: Charles M. Boss  
14 111 West Dudley Street  
Maumee, OH 43537-2140  
15 (419) 893-5555

16 Raslan, El-Kamhawy & Pla  
By: Alek H. El-Kamhawy  
17 Suite 3FE, 1700 East 13 Street  
Cleveland, OH 44114  
18 (216) 928-1500

19 For the Defendant David L. Doughten  
Mazloun: 4403 St. Clair Avenue  
20 Cleveland, OH 44103-1125  
(216) 361-1112

21  
Helmick & Hoolahan  
22 By: Jeffrey J. Helmick  
2nd Floor  
23 1119 Adams Street  
Toledo, OH 43624-1508  
24 (419) 243-3800

25

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

Mohammed Abdrabboh  
1620 Ford Avenue  
Wyandotte, MI 48192  
(734) 283-8405

Court Reporter: Tracy L. Spore, RMR, CRR  
1716 Spielbusch Avenue  
Toledo, Ohio 43624  
(419) 243-3607

Proceedings recorded by mechanical stenography, transcript  
produced by notereading.

**1** (Reconvened at 1:08 p.m.)

**2** THE COURT: You remain under oath.

00:00:06

**3** - - -

00:00:06

**4** MIKAEIL ALMOZROUEI, CONTINUED CROSS-EXAMINATION

00:00:12

**5** BY MR. BRYAN:

00:00:12

**6** Q. Good afternoon, Mr. Almozrouei. Sir, just prior to the

-13:-08:-44

**7** break we were talking about Mohammad Amawi and how he used to

-13:-08:-44

**8** sit on his computer and debate other people from around the

-13:-08:-44

**9** world.

-13:-08:-44

**10** Do you recall that?

-13:-08:-44

**11** A. Yes.

00:00:28

**12** Q. And the computer chat room he was doing it through was

-13:-08:-44

**13** Pal Talk, correct?

00:00:35

**14** A. I wasn't paying attention, but perhaps.

-13:-08:-44

**15** Q. But he actually was able to use the microphone to speak

-13:-08:-44

**16** into the computer?

-13:-08:-44

**17** A. That's correct.

-13:-08:-44

**18** Q. So he was actually having conversations through the

00:00:46

**19** computer; is that correct?

-13:-08:-44

**20** A. Yes.

-13:-08:-44

**21** Q. And sometimes he'd be typing at the same time?

-13:-08:-44

**22** A. That's right.

-13:-08:-44

**23** Q. That's also the times that he would maybe be cutting and

00:00:54

**24** sending, e-mailing clips and things like that back and forth

-13:-08:-44

**25** with the people that he was talking to, correct?

-13:-08:-44 **1** A. I don't remember that part.

00:01:03 **2** Q. Do you remember him having a debate with a Christian by

-13:-08:-44 **3** the name of Adam 831 screen name?

-13:-08:-44 **4** A. Sounds familiar.

-13:-08:-44 **5** Q. And do you remember it being around the same time as

-13:-08:-44 **6** these beheading videos being played and him showing you the

-13:-08:-44 **7** Christian atrocities and things like that from around the world?

-13:-08:-44 **8** A. Yes.

00:01:23 **9** Q. Do you remember a time when you were walking by --

-13:-08:-44 **10** Now, he had a bottom floor apartment; is that

00:01:30 **11** correct?

00:01:30 **12** A. That's correct.

-13:-08:-44 **13** Q. When you were walking by his apartment window where he

-13:-08:-44 **14** was sitting at his computer and he yelled out to you to come

-13:-08:-44 **15** over to his window, do you recall that?

-13:-08:-44 **16** A. Yes.

00:01:40 **17** Q. And the reason he was calling you over is because he had

00:01:43 **18** Adam 831 on his computer at that time, correct?

00:01:47 **19** A. I guess.

00:01:49 **20** Q. And Adam?

-13:-08:-44 **21** THE COURT: When you say you guess, did you know

-13:-08:-44 **22** or...

-13:-08:-44 **23** THE WITNESS: I mean I don't remember.

-13:-08:-44 **24** THE COURT: Okay. Then the jury will disregard the

-13:-08:-44 **25** answer.

-13:-08:-44 **1** BY MR. BRYAN:

-13:-08:-44 **2** **Q.** Do you remember coming over to his window?

-13:-08:-44 **3** **A.** I remember coming to his window and him calling me, yes.

-13:-08:-44 **4** **Q.** Do you remember him holding the microphone to the screen

-13:-08:-44 **5** and you were able to talk to someone through the computer?

00:02:13 **6** **A.** I remember talking to someone on the computer when I was

-13:-08:-44 **7** in his apartment.

00:02:18 **8** **Q.** Do you remember him referring about this gentleman Adam

-13:-08:-44 **9** 831 who had previously been a Christian just converting to Islam

-13:-08:-44 **10** then you speaking to Adam 831 about that?

00:02:32 **11** MR. MILLER: Objection relevance.

-13:-08:-44 **12** THE COURT: I would tend to agree. If you want to

00:02:36 **13** approach.

00:02:37 **14** (Whereupon the following discussion was had at the

00:05:21 **15** bench outside the hearing of the jury:)

00:05:21 **16** THE COURT: Where are you going with that?

-13:-08:-44 **17** MR. BRYAN: Let me preface what I'm about to say by

-13:-08:-44 **18** the concept of relevance. Relevance.

-13:-08:-44 **19** THE COURT: Where are you going? I know the

-13:-08:-44 **20** concept of relevance.

-13:-08:-44 **21** MR. BRYAN: Where I'm going, Your Honor, is that

-13:-08:-44 **22** the government has presented a tremendous amount of evidence

-13:-08:-44 **23** from Mr. Griffin that Mr. Amawi spent a tremendous amount of

-13:-08:-44 **24** time on his computer and that he did so for sinister motives,

-13:-08:-44 **25** that he was attempting to be able to do certain things through

-13:-08:-44 **1** the downloading of videos, learning from the videos supporting  
-13:-08:-44 **2** the Jihad in Iraq and things like this. This is an example of  
-13:-08:-44 **3** Mr. Amawi spending a lot of time on the computer where he's  
-13:-08:-44 **4** doing something that was non-sinister.

-13:-08:-44 **5** As it relates to relevance, what I was about to say  
-13:-08:-44 **6** is that when it comes to relevance, relevance according to the  
-13:-08:-44 **7** government is very easily understood. That's anything that has  
-13:-08:-44 **8** a tendency to show the defendant committed the crime or was  
-13:-08:-44 **9** about to commit the crime. As it relates to defense, Your  
-13:-08:-44 **10** Honor, sometimes relevance is a little bit more of a subtle  
-13:-08:-44 **11** concept.

-13:-08:-44 **12** THE COURT: I understand that. My point simply is  
-13:-08:-44 **13** what he and this person were talking about, I don't see what the  
-13:-08:-44 **14** relevance of that is. I think you can ask, did they have a  
-13:-08:-44 **15** discussion as far as you heard that was entirely -- appeared to  
-13:-08:-44 **16** be entirely a religious discussion? And on occasion did you  
-13:-08:-44 **17** hear other conversations of this sort?

-13:-08:-44 **18** MR. MILLER: This goes back to a point that was  
-13:-08:-44 **19** made about a month ago when we were talking about recordings.  
-13:-08:-44 **20** Mr. Sofer I think articulated there's case law, and this is sort  
-13:-08:-44 **21** of an obvious proposition, that the defense doesn't get to play  
-13:-08:-44 **22** recordings, for example, every time there's nothing going on.

-13:-08:-44 **23** MR. BRYAN: This isn't nothing going on.

-13:-08:-44 **24** MR. MILLER: Let me finish.

-13:-08:-44 **25** THE COURT: It is part of the theme that what the

-13:-08:-44 **1** conversations ultimately weren't religious or ideological.

-13:-08:-44 **2** MR. HARTMAN: Do you mind if I add something? Mr.

-13:-08:-44 **3** Sofer's example was about four hours about --

-13:-08:-44 **4** THE COURT: We don't need anything supplemental  
-13:-08:-44 **5** right now.

-13:-08:-44 **6** (End of sidebar).

00:05:25 **7** THE COURT: Why don't you rephrase the question.

-13:-08:-44 **8** I overruled the objection. I can't really remember the

-13:-08:-44 **9** question.

00:05:34 **10** MR. BRYAN: Thank you, Your Honor.

00:05:34 **11** BY MR. BRYAN:

-13:-08:-44 **12** Q. So Mr. Almozrouei, you recall this incident where you

00:05:39 **13** actually were able to have a conversation with somebody that Mr.

-13:-08:-44 **14** Amawi recently converted to Islam?

-13:-08:-44 **15** A. Yes.

-13:-08:-44 **16** Q. Do you recall this person being this Adam 831?

-13:-08:-44 **17** A. That sounds familiar.

00:05:51 **18** Q. Mr. Almozrouei, you know Darren Griffin, correct?

-13:-08:-44 **19** A. That's correct.

-13:-08:-44 **20** Q. You also know him as Bilal Griffin?

00:05:58 **21** A. Yes.

-13:-08:-44 **22** Q. You met Mr. Griffin at the Mosque of -- one of the

-13:-08:-44 **23** Mosques in Toledo, correct?

00:06:04 **24** A. Yes.

-13:-08:-44 **25** Q. And Mr. Griffin at the Mosque would sometimes advertise



00:06:08 **1** that he owned a private security company; is that correct?

-13:-08:-44 **2** A. Yes.

-13:-08:-44 **3** Q. And he also would pass out his cards at the Mosque about

-13:-08:-44 **4** his private security company as well, correct?

-13:-08:-44 **5** A. Yes.

-13:-08:-44 **6** Q. And his card said something like Direct Action Security

-13:-08:-44 **7** on them?

-13:-08:-44 **8** A. I don't remember. I'll take your word for it.

-13:-08:-44 **9** Q. And he sort of promoted himself as someone having a

00:06:28 **10** company that could provide VIP protection to dignitaries and

-13:-08:-44 **11** things like that, correct?

00:06:33 **12** A. I mean I don't remember exactly what it was about.

-13:-08:-44 **13** Q. But you remember it being about a security company?

-13:-08:-44 **14** A. Yes.

-13:-08:-44 **15** Q. Were you aware that he also invited people to go to the

-13:-08:-44 **16** local shooting range, Cleland's?

-13:-08:-44 **17** A. Yes.

-13:-08:-44 **18** Q. And, in fact, he discussed with you his security company

-13:-08:-44 **19** and he invited you to go to Cleland's to shoot with him as well,

-13:-08:-44 **20** correct?

-13:-08:-44 **21** A. Yes.

-13:-08:-44 **22** Q. And you did go, in fact, with him to Cleland's and shoot

-13:-08:-44 **23** with him?

00:06:57 **24** A. Yes, twice.

00:06:58 **25** Q. You went with him on two occasions?

-13:-08:-44 **1** A. Uh-huh.

-13:-08:-44 **2** Q. Thank you, sir.

00:07:04 **3** Now, Mr. Griffin in June or in the summer, the

00:07:07 **4** beginning of the summer, end of spring, 2004, started spending

-13:-08:-44 **5** time with Mr. Amawi at Shaftsbury; is that correct? Do you

00:07:19 **6** recall seeing him there?

-13:-08:-44 **7** A. I recall seeing him there.

-13:-08:-44 **8** Q. Do you recall a time in -- sometime in the early summer

00:07:25 **9** sitting with Mr. Griffin and Mr. Amawi and Mr. Amawi's aunt, and

-13:-08:-44 **10** maybe a couple other people, in Mr. Amawi's apartment discussing

00:07:35 **11** things one night?

00:07:36 **12** A. No.

-13:-08:-44 **13** Q. Do you recall going to a movie with that group of

-13:-08:-44 **14** people?

00:07:41 **15** A. Yes.

00:07:42 **16** Q. And before you went to that movie, were you sitting in

-13:-08:-44 **17** Mr. Amawi's apartment just generally socializing?

-13:-08:-44 **18** A. Yes.

00:07:52 **19** Q. I'm talking about generally socializing. Is it threw

00:07:57 **20** sometimes in the Arabic culture that people love to talk about

00:08:00 **21** politics?

00:08:02 **22** MR. MILLER: Objection.

00:08:06 **23** THE COURT: I would agree. The jury will disregard

-13:-08:-44 **24** the question and answer.

00:08:12 **25** MR. BRYAN: I'll move on.

00:08:14 **1** BY MR. BRYAN:

00:08:14 **2** Q. Do you recall this Fahrenheit 911 -- strike that.

-13:-08:-44 **3** Did I ask you what movie you guys went to see yet?

-13:-08:-44 **4** A. No.

00:08:23 **5** Q. I don't recall. The movie that you were going to see

-13:-08:-44 **6** was Fahrenheit 9/11, correct?

-13:-08:-44 **7** A. Yes.

00:08:30 **8** Q. And the individuals who were with you and Mr. Amawi in

-13:-08:-44 **9** his apartment at the time before you went to that movie was Mr.

-13:-08:-44 **10** Amawi, yourself, Mr. Griffin, and Mr. Amawi's aunt. Do you

-13:-08:-44 **11** recall that?

-13:-08:-44 **12** A. Yes.

00:08:43 **13** Q. And Mr. Griffin drove everybody -- do you remember it

-13:-08:-44 **14** being, like, June, 2004?

00:08:50 **15** A. I don't recall.

00:08:53 **16** Q. But he's the one that drove everybody over to the

00:08:56 **17** theater complex to see the movie Fahrenheit 9/11?

00:09:01 **18** A. Yes.

-13:-08:-44 **19** Q. Most people already know this, but Fahrenheit 9/11 is a

-13:-08:-44 **20** Michael Moore produced movie. It was critical of the Bush

00:09:11 **21** Administration's war on Iraq?

-13:-08:-44 **22** A. Yes.

00:09:13 **23** Q. It's sort of presented as is a documentary about what's

00:09:16 **24** going on in Iraq and the slant of the movie is clearly critical

-13:-08:-44 **25** towards the United States position in Iraq, correct?

-13:-08:-44 **1** A. Yes.

-13:-08:-44 **2** Q. And that was something that everybody in that group was

00:09:25 **3** pretty much supportive of that movie, correct?

-13:-08:-44 **4** MR. MILLER: Objection.

00:09:31 **5** THE COURT: I'll let him answer.

00:09:35 **6** BY MR. BRYAN:

00:09:35 **7** Q. Supportive of the message of the movie?

00:09:38 **8** A. I guess, yes. I guess.

-13:-08:-44 **9** THE COURT: Actually, he has to have some basis for

-13:-08:-44 **10** concluding.

00:09:45 **11** A. I don't remember our conversation that much after.

-13:-08:-44 **12** BY MR. BRYAN:

-13:-08:-44 **13** Q. But before you went into the movie, do you recall that

-13:-08:-44 **14** it was Darren Griffin who actually paid everybody's way into the

00:09:55 **15** movie?

-13:-08:-44 **16** A. No, I don't recall.

-13:-08:-44 **17** Q. You don't recall that? Are you saying that it didn't

-13:-08:-44 **18** happen or you just don't recall?

00:10:05 **19** A. I'm listening that, but I just don't remember.

00:10:12 **20** Q. Now, you, sir, are personally involved in martial arts,

-13:-08:-44 **21** correct?

-13:-08:-44 **22** A. Uh-huh.

-13:-08:-44 **23** Q. And for some time now you've trained in the arts of tae

00:10:23 **24** kwon do?

00:10:23 **25** A. You name it.

-13:-08:-44 **1** Q. Well, you name it.

00:10:25 **2** A. (Inaudible.)

00:10:35 **3** THE COURT: Say them slowly and spell each one

00:10:38 **4** afterwards. And maybe indicate --

00:10:41 **5** A. Tae kwon do, which is a Korean martial art. Quil Ko

00:10:47 **6** (phonetically)

00:10:47 **7** THE COURT: How do you spell that?

-13:-08:-44 **8** THE WITNESS: (Motions.)

-13:-08:-44 **9** A. Jing Quan Do, Kenpo, Shir Wu (phonetically), karate, and

00:11:16 **10** that's about it, I guess.

00:11:19 **11** BY MR. BRYAN:

00:11:19 **12** Q. Is this something that you communicated to Mohammad

00:11:23 **13** Amawi as well, that you're interested in this?

00:11:27 **14** A. Yes.

-13:-08:-44 **15** Q. And Mr. Amawi seemed to be really interested in your

00:11:31 **16** martial arts ability as well?

-13:-08:-44 **17** A. For about five minutes.

00:11:37 **18** Q. We'll get to that. But as it relates to security

00:11:40 **19** training, do you recall around this time from your personal

00:11:45 **20** knowledge Mr. Griffin being willing to train people in private

-13:-08:-44 **21** security?

00:11:51 **22** A. Yes.

-13:-08:-44 **23** Q. And that he offered people that he'd give them private

-13:-08:-44 **24** security training?

-13:-08:-44 **25** A. Yes.

00:11:58 **1** Q. And do you recall a time where Mr. Amawi came to you and  
-13:-08:-44 **2** said that he was interested in taking some of this private  
00:12:06 **3** security training and asked you if you were interested in taking  
00:12:09 **4** it with him?

-13:-08:-44 **5** A. I don't recall. It could have happened.

-13:-08:-44 **6** Q. It could have happened? If it did happen, you  
00:12:15 **7** obviously declined the invitation?

00:12:17 **8** MR. MILLER: Objection. Speculative.

00:12:20 **9** MR. BRYAN: I'll strike it.

00:12:22 **10** THE COURT: Indeed. Go ahead.

00:12:25 **11** BY MR. BRYAN:

00:12:26 **12** Q. Do you recall when Mr. Amawi told you this, you warning  
-13:-08:-44 **13** Mr. Amawi to be careful of Mr. Griffin because people believed  
00:12:33 **14** he was an informant?

-13:-08:-44 **15** A. No.

00:12:34 **16** Q. You don't recall that?

-13:-08:-44 **17** A. Uh-uh.

00:12:38 **18** Q. Now, do you recall Mr. Amawi expressing to you that he  
-13:-08:-44 **19** wasn't concerned because he didn't think that he was doing  
00:12:46 **20** anything wrong? Do you recall that, as it relates to security  
-13:-08:-44 **21** training?

-13:-08:-44 **22** A. I don't remember that conversation.

-13:-08:-44 **23** THE COURT: You do not remember?

00:12:53 **24** THE WITNESS: I do not remember that conversation.

00:13:03 **25** BY MR. BRYAN:

00:13:03 **1** **Q.** Now, in response to Mr. Amawi indicating to you that he  
00:13:06 **2** was interested in security training, did you offer him -- that's  
-13:-08:-44 **3** why I asked about your martial arts before. Did you offer him  
-13:-08:-44 **4** to start teaching him some martial arts?

00:13:17 **5** MR. MILLER: Objection; beyond the scope of direct.

00:13:19 **6** THE COURT: I'll let him answer.

00:13:22 **7** **A.** I remember offering to teach him because I wanted  
00:13:26 **8** someone to work out with. But he didn't really pursue it or me  
00:13:31 **9** for any kind of exercise or work out or training.

-13:-08:-44 **10** BY MR. BRYAN:

-13:-08:-44 **11** **Q.** Exactly. Well, concerning this, but you did invite him  
-13:-08:-44 **12** to work out with you in martial arts, correct?

-13:-08:-44 **13** **A.** Well, I asked him to hold the board, and he kind of  
-13:-08:-44 **14** chickened-out after I hit it and it went flying out of his hand.

-13:-08:-44 **15** **Q.** You're also a big fan of Bruce Lee movies?

-13:-08:-44 **16** **A.** Yes.

00:14:02 **17** **Q.** And Bruce Lee is probably the foremost martial artist  
-13:-08:-44 **18** that ever lived?

00:14:07 **19** MR. MILLER: Objection, Your Honor. Relevance.

-13:-08:-44 **20** THE COURT: Sustained. The objection will be  
-13:-08:-44 **21** sustained.

00:14:14 **22** BY MR. BRYAN:

00:14:14 **23** **Q.** Did you watch Bruce Lee movies with --

-13:-08:-44 **24** MR. MILLER: Objection, same question.

-13:-08:-44 **25** THE COURT: I'll let him answer that question.

-13:-08:-44 **1** BY MR. BRYAN:

-13:-08:-44 **2** Q. Did you watch Bruce Lee movies and watch with Mr. Amawi,  
00:14:34 **3** watch Bruce Lee movies with him?

-13:-08:-44 **4** A. I taped Bruce Lee movies and put them all on one tape,  
00:14:40 **5** and I showed him that.

00:14:41 **6** Q. So you basically broke down Bruce Lee's movies as sort  
-13:-08:-44 **7** of like a training video to show him?

-13:-08:-44 **8** A. Just the fighting scenes.

-13:-08:-44 **9** Q. And you showed that video to Mr. Amawi, correct?

-13:-08:-44 **10** A. Yes, sir.

00:15:00 **11** THE COURT: You indicated Mr. Amawi was too lazy to  
00:15:05 **12** keep up with the martial arts training?

-13:-08:-44 **13** THE WITNESS: I had various students at one time in

-13:-08:-44 **14** Toledo, all Arab. And I made them pay \$50 a month, three

-13:-08:-44 **15** months upfront because they're from Kuwait and Saudi Arabia, and

-13:-08:-44 **16** they get bored quickly. So I thought if they paid upfront that

-13:-08:-44 **17** they'd stay in it long enough to get a feel for it, if they

-13:-08:-44 **18** liked it or not. But it didn't last very long. They don't

00:15:37 **19** stay with it very long.

00:15:39 **20** BY MR. BRYAN:

00:15:39 **21** Q. Well, I mean, this is just between you and Mr. Amawi,  
-13:-08:-44 **22** you were --

00:15:43 **23** A. It was the same way.

-13:-08:-44 **24** Q. Do you recall a time, like, even doing some hand-to-hand

-13:-08:-44 **25** where you used a rubber knife and showed him how to disarm



- 13:-08:-44 **1** somebody with a rubber knife?
- 13:-08:-44 **2** A. Yes.
- 13:-08:-44 **3** Q. So you did do some physical training with Mr. Amawi?
- 13:-08:-44 **4** A. Yes.
- 00:15:56 **5** Q. And it didn't last very --
- 13:-08:-44 **6** A. It was, like, one time.
- 00:16:01 **7** Q. And it didn't last very long, and he didn't seem to be
- 13:-08:-44 **8** interested in the physical training?
- 13:-08:-44 **9** A. That's correct.
- 13:-08:-44 **10** Q. So he was much more interested in watching Bruce Lee
- 13:-08:-44 **11** videos than actually being Bruce Lee, I guess?
- 13:-08:-44 **12** A. I guess.
- 00:16:15 **13** Q. Now, you told -- as a Muslim you're familiar with the
- 13:-08:-44 **14** concept of Jihad?
- 13:-08:-44 **15** A. That's correct.
- 00:16:33 **16** Q. When you told the FBI that --
- 00:16:37 **17** MR. MILLER: Your Honor, could we approach?
- 13:-08:-44 **18** THE COURT: Sure.
- 13:-08:-44 **19** (Whereupon the following discussion was had at the
- 00:18:39 **20** bench outside the hearing of the jury:)
- 00:18:39 **21** MR. MILLER: Your Honor, before we started the
- 13:-08:-44 **22** direct examination, I introduced, obviously, the issue with
- 13:-08:-44 **23** respect to Afghanistan. My recollection is Counsel for Amawi
- 13:-08:-44 **24** wanted basically to get assurances that I wasn't going to ask
- 13:-08:-44 **25** his interpretation or understanding of Jihad or any of his

-13:-08:-44 **1** conceptions of that. All of a sudden -- I said, fine, I won't

-13:-08:-44 **2** do it. All of a sudden he's asking --

-13:-08:-44 **3** THE COURT: Where are you going with this?

-13:-08:-44 **4** MR. BRYAN: I apologize. He's correct. But I

-13:-08:-44 **5** think really what I wanted to ask him as it related to

-13:-08:-44 **6** self-defense, there's a command in Islam to be prepared, to

-13:-08:-44 **7** learn self-defense, to be able to defend yourself, because this

-13:-08:-44 **8** sort of goes with his martial arts training.

-13:-08:-44 **9** THE COURT: If you want to ask him the question,

-13:-08:-44 **10** whether to some or any extent his martial arts training,

-13:-08:-44 **11** experience is related to his understanding of his religion,

-13:-08:-44 **12** that's fine.

-13:-08:-44 **13** MR. SOFER: Judge, if I may, this goes back

-13:-08:-44 **14** again --

-13:-08:-44 **15** THE COURT: I don't see the relevance.

-13:-08:-44 **16** MR. SOFER: Do we get to ask a witness if there's

-13:-08:-44 **17** something --

-13:-08:-44 **18** MR. BRYAN: I'll move on. I won't inquire.

-13:-08:-44 **19** (End of side-bar discussion.)

00:18:41 **20** THE COURT: I sustained the objection. The jury

-13:-08:-44 **21** will disregard the question.

00:18:46 **22** BY MR. BRYAN:

-13:-08:-44 **23** Q. Mr. Almozrouei, again, we're trying to recall events

00:18:50 **24** that took place a few years ago but you do recall there came a

00:18:53 **25** time when Mr. Amawi eventually moved back to Jordan, and that

00:18:57 **1** was the last time that you saw him, I guess, until today,  
-13:-08:-44 **2** correct?

00:19:01 **3** **A.** No, I'm sorry. I moved to Michigan.

-13:-08:-44 **4** **Q.** You moved to Michigan before he actually moved Jordan?

-13:-08:-44 **5** **A.** I did not know he left the second time for Jordan.

00:19:13 **6** **Q.** You moved to Michigan in what year and what month, if  
-13:-08:-44 **7** you recall?

00:19:19 **8** **A.** Two and a half years ago.

-13:-08:-44 **9** **Q.** Was it in 2005 that you moved to Michigan?

00:19:24 **10** **A.** Yeah, I guess, yes.

-13:-08:-44 **11** **Q.** Was it summertime, or do you recall?

-13:-08:-44 **12** **A.** End of summer perhaps.

-13:-08:-44 **13** **Q.** So the summer of 2005, either June, July, or August of  
00:19:34 **14** 2005 you moved to Michigan?

00:19:37 **15** **A.** I would say it was closer to September.

-13:-08:-44 **16** **Q.** If we've heard evidence that Mr. Amawi went back to  
-13:-08:-44 **17** Jordan on August 22, 2005, it would have been about the same  
00:19:47 **18** time?

-13:-08:-44 **19** **A.** August what?

-13:-08:-44 **20** **Q.** August 22, 2005.

00:19:50 **21** **A.** Maybe it was before then.

-13:-08:-44 **22** **Q.** So sometime -- you guys basically moved back to  
00:19:56 **23** different areas around the same time, but you believe you moved  
-13:-08:-44 **24** first, correct?

00:20:00 **25** **A.** I know I moved first.

00:20:03 **1** **Q.** Now, do you recall having conversations with Mr. Amawi  
00:20:07 **2** about Jordan itself, the country?

-13:-08:-44 **3** **A.** No.

00:20:10 **4** **Q.** Do you recall him ever describing to you Jordan being a  
-13:-08:-44 **5** very good place to live and a very easy place to live?

-13:-08:-44 **6** MR. MILLER: Objection; relevance, Your Honor.

00:20:19 **7** **A.** No.

00:20:20 **8** THE COURT: He indicates he did not recall any  
-13:-08:-44 **9** conversation.

00:20:25 **10** BY MR. BRYAN:

-13:-08:-44 **11** **Q.** Did you ever express to Amawi that you would be  
00:20:28 **12** interested in maybe going to Jordan and visiting Jordan someday?

-13:-08:-44 **13** MR. MILLER: Objection as to relevance again, Your  
-13:-08:-44 **14** Honor.

-13:-08:-44 **15** THE COURT: I'll let him answer.

00:20:36 **16** **A.** I mean, I visit lots of countries, so, I mean --

00:20:43 **17** MR. BRYAN: Thank you very much, sir. I have  
-13:-08:-44 **18** nothing further.

00:20:52 **19** - - -

00:20:52 **20** MIKAEIL ALMOZROUEI, CROSS-EXAMINATION

00:20:53 **21** BY MR. HARTMAN:

00:20:53 **22** **Q.** Thank you, Your Honor.

00:20:58 **23** Good afternoon, sir.

-13:-08:-44 **24** **A.** Good afternoon.

-13:-08:-44 **25** **Q.** I apologize, but could you tell me one more time how to

- 00:21:04 **1** pronounce your name, because I don't want to get it wrong?
- 00:21:08 **2** A. Almozrouei.
- 00:21:09 **3** Q. Almozrouei?
- 00:21:11 **4** A. That's right.
- 13:-08:-44 **5** Q. Okay. Mr. Almozrouei, I would like to talk to you about
- 00:21:17 **6** the statement that you attributed to Marwan El-Hindi about
- 00:21:21 **7** Afghanistan. Now, which -- you said that happened at the
- 13:-08:-44 **8** Mosque?
- 13:-08:-44 **9** A. Yes.
- 13:-08:-44 **10** Q. Which Mosque was that?
- 00:21:31 **11** A. On Monroe Street.
- 00:21:36 **12** Q. Is that the -- what's commonly referred to as the QSS,
- 13:-08:-44 **13** Qur'an Sunnah Society?
- 00:21:47 **14** A. That's correct.
- 00:21:49 **15** Q. Who was there that day that you remember?
- 00:22:06 **16** A. I don't remember the faces.
- 13:-08:-44 **17** Q. Any of them?
- 00:22:13 **18** A. No.
- 00:22:17 **19** Q. Do you remember if Darren Griffin was there that day?
- 00:22:20 **20** A. It's possible.
- 00:22:26 **21** Q. Now, you said that Marwan was socializing with some
- 13:-08:-44 **22** people on the floor before you went and sat down; is that right?
- 00:22:36 **23** A. That's right.
- 13:-08:-44 **24** Q. With whom was he socializing?
- 13:-08:-44 **25** A. That's what I'm saying, I don't remember.

- 13:-08:-44 **1** Q. Do you remember how many people he was sitting with?
- 13:-08:-44 **2** A. One or two.
- 13:-08:-44 **3** Q. He was sitting with one or two people. But you don't
- 13:-08:-44 **4** remember who either of those people was either?
- 13:-08:-44 **5** A. No.
- 00:23:01 **6** Q. Now, can you tell me when this happened with -- how
- 00:23:10 **7** specific can you get in terms of the date that this happened?
- 00:23:14 **8** A. Summer, 2005.
- 00:23:16 **9** Q. Summer of 2005. Late summer, early summer?
- 00:23:21 **10** A. I can't speak to that. I don't know.
- 00:23:29 **11** Q. Did I understand correctly that it was after a Friday
- 00:23:34 **12** prayer?
- 13:-08:-44 **13** A. Yeah, I think after Friday or after Saturday gathering,
- 13:-08:-44 **14** yes.
- 00:23:41 **15** Q. You're not sure which?
- 00:23:44 **16** A. I'm not sure which.
- 00:23:54 **17** Q. Did you ever tell the Imam at the Mosque that -- about
- 00:24:00 **18** this comment?
- 00:24:02 **19** A. No, I think I left after that.
- 00:24:06 **20** Q. I don't mean just that day, did you ever tell the Imam
- 00:24:10 **21** at the Mosque?
- 00:24:11 **22** A. No. We didn't really have an Imam.
- 13:-08:-44 **23** Q. I'm sorry?
- 13:-08:-44 **24** A. We didn't really have an Imam. Different people.
- 00:24:21 **25** Different people came and talked.

- 13:-08:-44 **1** Q. Was there someone who was sort of in charge?
- 00:24:25 **2** A. They had, like, a group of people, like a council or
- 00:24:29 **3** something.
- 13:-08:-44 **4** Q. Did you tell any of those people about this comment?
- 13:-08:-44 **5** A. No.
- 00:24:55 **6** Q. Other than the day that the FBI interviewed you, did you
- 13:-08:-44 **7** report this comment to the authorities at all?
- 00:25:03 **8** A. No.
- 00:25:07 **9** Q. Did you ever tell anyone other than the FBI about this?
- 00:25:11 **10** A. No.
- 00:25:18 **11** Q. Would that include Mr. Griffin? You never told Mr.
- 13:-08:-44 **12** Griffin about this?
- 00:25:23 **13** A. I was wondering if I did, but I can't remember
- 13:-08:-44 **14** mentioning it to him or not.
- 00:25:30 **15** Q. Did Mr. Griffin ever make comments to you like that?
- 00:25:34 **16** A. Mr. Griffin?
- 13:-08:-44 **17** Q. Yes.
- 00:25:37 **18** A. Asked me if I want to go to Afghanistan and train?
- 13:-08:-44 **19** Q. Things like that.
- 13:-08:-44 **20** A. No.
- 00:25:42 **21** Q. "No"?
- 13:-08:-44 **22** A. Just in his security business, he asked me. I was too
- 13:-08:-44 **23** busy with instruction.
- 00:26:10 **24** Q. How many times did you get interviewed by the FBI?
- 00:26:18 **25** A. Interviewed, at least a couple.

- 13:-08:-44 **1** Q. At least a couple?
- 13:-08:-44 **2** A. Yes.
- 00:26:24 **3** Q. In person?
- 13:-08:-44 **4** A. Uh-huh.
- 13:-08:-44 **5** Q. Maybe more than a couple?
- 13:-08:-44 **6** A. Three.
- 00:26:27 **7** Q. Three? Do you remember approximately when those were?
- 13:-08:-44 **8** A. When?
- 13:-08:-44 **9** Q. Yeah, approximately.
- 13:-08:-44 **10** A. I don't remember the days, no.
- 13:-08:-44 **11** Q. I don't need exact dates.
- 13:-08:-44 **12** A. Okay. It's within the last six months, I guess.
- 00:26:52 **13** Q. If I told you that one of those interviews may have
- 00:26:56 **14** happened back in April of '07, would that sound about right?
- 13:-08:-44 **15** A. You're asking the wrong person for dates. I'm sorry.
- 13:-08:-44 **16** I can't say.
- 00:27:04 **17** THE COURT: Well, if the evidence otherwise were to
- 13:-08:-44 **18** show that.
- 00:27:10 **19** A. I would have to agree with the documentation. I have
- 00:27:16 **20** to agree.
- 13:-08:-44 **21** BY MR. BRYAN:
- 13:-08:-44 **22** Q. Again, if the evidence were to show that there was an
- 13:-08:-44 **23** interview on March 4 of 2008, you wouldn't disagree with that?
- 13:-08:-44 **24** A. No.
- 00:27:28 **25** Q. Now, the third interview that was in person, was that



00:27:34 **1** very recently or early -- if you can even tell by the seasons

-13:-08:-44 **2** when approximately that was?

-13:-08:-44 **3** **A.** It was about three or four weeks ago.

-13:-08:-44 **4** **Q.** Just three or four weeks ago? So that -- okay. And

-13:-08:-44 **5** other than those interviews in person, were there times when you

00:28:01 **6** spoke to the FBI on the telephone?

00:28:04 **7** **A.** I spoke to them on the telephone, yes.

-13:-08:-44 **8** **Q.** How many times approximately?

00:28:11 **9** **A.** Just to make arrangements to find out when I could come

-13:-08:-44 **10** down, maybe three or four times.

00:28:23 **11** **Q.** Did they ever call you to ask you questions?

00:28:29 **12** **A.** They never asked me questions over the phone.

-13:-08:-44 **13** **Q.** So it was just to make arrangements?

-13:-08:-44 **14** **A.** That's correct.

00:28:39 **15** **Q.** What -- when you were interviewed by the FBI, what did

-13:-08:-44 **16** they tell you about Marwan?

00:28:47 **17** MR. MILLER: Objection.

-13:-08:-44 **18** **A.** They didn't tell me anything.

00:28:50 **19** THE COURT: I would agree. Sustained.

00:29:04 **20** MR. HARTMAN: Can I have a moment, Judge?

00:29:06 **21** THE COURT: Of course.

00:29:51 **22** (Discussion had off the record.)

00:29:54 **23** MR. HARTMAN: Thank you.

00:29:58 **24** BY MR. HARTMAN:

-13:-08:-44 **25** **Q.** Now, Marwan never asked for any kind of martial arts

00:30:02 **1** training from you; is that correct?

00:30:04 **2** **A.** No.

00:30:08 **3** **Q.** You made this -- you told the FBI about this statement

00:30:13 **4** Marwan made on March 4, 2008, does that sound about right?

00:30:20 **5** **A.** I'm not going to -- I can't say.

00:30:23 **6** **Q.** Okay. All right. Again, if the evidence showed that,

-13:-08:-44 **7** you wouldn't --

-13:-08:-44 **8** **A.** Yes.

-13:-08:-44 **9** **Q.** Now, if you were interviewed back in April of 2007, why

00:30:35 **10** would you wait until March of 2008 to tell the FBI about this

-13:-08:-44 **11** statement?

-13:-08:-44 **12** MR. MILLER: Objection.

00:30:43 **13** THE COURT: I'll let him answer.

00:30:47 **14** **A.** I don't know if he -- I don't know if he was serious 100

00:30:56 **15** percent or...

-13:-08:-44 **16** BY MR. HARTMAN:

-13:-08:-44 **17** **Q.** If Marwan was serious, you didn't know if he was

-13:-08:-44 **18** serious?

-13:-08:-44 **19** **A.** He sounded like he was serious but, I mean, I didn't

-13:-08:-44 **20** think he would make it come to fruition.

-13:-08:-44 **21** **Q.** I'm sorry?

-13:-08:-44 **22** **A.** I didn't think it would come to fruition. I don't

00:31:13 **23** think it would happen. I don't think he had the means to do

00:31:16 **24** anything even if he wanted to.

00:31:26 **25** **Q.** Was there any time that you felt that there was a chance

00:31:31 **1** the FBI might bring charges against you?

-13:-08:-44 **2** **A.** Me?

-13:-08:-44 **3** **Q.** Yeah.

-13:-08:-44 **4** **A.** No.

00:31:38 **5** **Q.** Now, you said Marwan's comment, and I want to get this

00:31:42 **6** right so correct me if I'm wrong, is he brought up did anyone

-13:-08:-44 **7** want to go to Afghanistan to train for Jihad; is that correct?

-13:-08:-44 **8** **A.** Uh-huh.

00:31:52 **9** **Q.** But that's not -- that's not what he really said, is it?

00:32:01 **10** **A.** That's not the exact word, but that's what he meant.

-13:-08:-44 **11** **Q.** Okay. He didn't actually say to train for Jihad, you

00:32:10 **12** assumed that part, didn't you?

-13:-08:-44 **13** **A.** No, I mean, he asked if we wanted to train in Jihad. I

-13:-08:-44 **14** think someone said where, and he said Afghanistan or something

-13:-08:-44 **15** like that.

00:32:23 **16** **Q.** Didn't he ask what you specifically thought about

00:32:29 **17** getting involved in training in Afghanistan, and then you just

00:32:33 **18** assumed or believed that he was talking about military training?

00:32:39 **19** **A.** Can you repeat that question?

-13:-08:-44 **20** **Q.** Well, yes. Didn't he ask what you specifically thought

00:32:50 **21** about getting involved in training in Afghanistan, then you just

-13:-08:-44 **22** kind of assumed that he was talking about military training?

-13:-08:-44 **23** **MR. MILLER:** I think that mischaracterizes the

-13:-08:-44 **24** direct, Your Honor.

00:33:06 **25** **MR. HARTMAN:** I'm not saying it was direct. I'm

-13:-08:-44 **1** talking about --

-13:-08:-44 **2** THE COURT: I'll let him answer the question if he

-13:-08:-44 **3** can.

00:33:13 **4** A. Can you repeat the question one more time?

00:33:13 **5** BY MR. HARTMAN:

00:33:13 **6**

-13:-08:-44 **7** Q. Yeah. Isn't what happened that he asked you what you

-13:-08:-44 **8** specifically thought about getting involved in training in

-13:-08:-44 **9** Afghanistan, and you assumed that what he was talking about is

-13:-08:-44 **10** military training?

-13:-08:-44 **11** A. Well, number one, I think he was talking in general to

00:33:41 **12** me and to other people sitting there. Number two, obviously if

-13:-08:-44 **13** you're going to do in Jihad training, so it has to be physical

-13:-08:-44 **14** or whatever it takes.

-13:-08:-44 **15** MR. HARTMAN: Can you read back the answer? I'm

00:34:10 **16** sorry.

00:34:11 **17** THE COURT: Please keep your voice up. I'm having

00:34:13 **18** real trouble hearing it myself.

00:34:29 **19** (Previous answer read back.)

00:34:58 **20** BY MR. HARTMAN:

00:34:58 **21** Q. You knew when you got interviewed by the FBI -- you

00:35:02 **22** already knew that Marwan had been arrested, right?

-13:-08:-44 **23** A. Yes, I did.

00:35:09 **24** Q. And the FBI had told you before the interviews about

00:35:15 **25** Marwan El-Hindi --

-13:-08:-44 **1** A. No.

00:35:17 **2** Q. Let me finish the question. I wasn't finished with it

-13:-08:-44 **3** yet.

-13:-08:-44 **4** A. I'm sorry.

-13:-08:-44 **5** Q. Before they talked to you about Marwan El-Hindi, they

-13:-08:-44 **6** had told you that Mohammad Amawi said you were a good candidate,

-13:-08:-44 **7** right?

-13:-08:-44 **8** A. No.

00:35:31 **9** Q. So it wasn't until after?

-13:-08:-44 **10** A. That's right.

00:35:37 **11** MR. HARTMAN: Can I have a moment, Judge?

-13:-08:-44 **12** THE COURT: You may.

-13:-08:-44 **13** MR. HARTMAN: Thank you. I have no more

00:36:30 **14** questions, Your Honor. Thank you very much.

00:36:39 **15** MR. HELMICK: No, Your Honor.

00:36:41 **16** THE COURT: Any redirect?

-13:-08:-44 **17** MR. MILLER: A couple minutes with the Court's

00:36:46 **18** indulgence?

-13:-08:-44 **19** THE COURT: Sure.

-13:-08:-44 **20** (Discussion had off the record.)

00:39:43 **21** - - -

00:39:43 **22** MIKAEIL ALMOZROUEI, REDIRECT EXAMINATION

00:39:45 **23** BY MR. MILLER:

00:39:45 **24** Q. Good afternoon, Mr. Almozrouei. Just a few questions

-13:-08:-44 **25** to ask you about based on what Mr. Hartman and Mr. Bryan asked

-13:-08:-44 **1** you on cross-examination. Mr. Hartman actually just asked you  
-13:-08:-44 **2** about the conversation you had with Mr. El-Hindi in the Mosque  
-13:-08:-44 **3** about going to Jihad -- about going to Afghanistan to train for  
-13:-08:-44 **4** Jihad. And basically was asking you did this really happen.

-13:-08:-44 **5** What is your best recollection of that

00:40:16 **6** conversation?

00:40:17 **7** **A.** That he said that. That it happened.

-13:-08:-44 **8** **Q.** When you say "it happened", what was asked of you and  
-13:-08:-44 **9** how did you respond?

-13:-08:-44 **10** **A.** He asked us if we wanted to go train for Jihad in

00:40:28 **11** Afghanistan.

-13:-08:-44 **12** **Q.** When you say "us", you and a couple other people?

-13:-08:-44 **13** **A.** Yes.

-13:-08:-44 **14** **Q.** And what did you do after that conversation?

00:40:34 **15** **A.** I got up and left because I felt uncomfortable.

00:40:40 **16** **Q.** Did you have any substantial interaction with

00:40:43 **17** Mr. El-Hindi after that?

00:40:45 **18** **A.** No.

00:40:48 **19** **Q.** Why not?

-13:-08:-44 **20** **A.** I'm very busy. So I don't see him that often anyway.

00:40:53 **21** I tried to avoid him after that.

00:40:55 **22** **Q.** Why would you try to avoid him?

-13:-08:-44 **23** **A.** I don't want to be involved in that conversation, that  
-13:-08:-44 **24** type of information.

00:41:04 **25** **Q.** Mr. Bryan also asked you some questions about dates and

-13:-08:-44 **1** times, particular days or particular times of things. I'd like  
-13:-08:-44 **2** to go back to the questions that I asked you on direct  
00:41:16 **3** examination. You have --

-13:-08:-44 **4** Do you have a general recollection of when these  
00:41:20 **5** conversation events that I talked you about on direct occurred?

-13:-08:-44 **6** **A.** Yes.

-13:-08:-44 **7** **Q.** And do you have a recollection to even down to the month  
-13:-08:-44 **8** and year of when these conversations might have occurred for  
-13:-08:-44 **9** some of them?

-13:-08:-44 **10** **A.** Yes.

00:41:33 **11** **Q.** Mr. Bryan also asked you a number of questions about  
00:41:39 **12** political discourse and conversations you might have had with

-13:-08:-44 **13** Mr. Amawi. And also on videos that --

00:41:49 **14** MR. BRYAN: Object.

00:41:52 **15** THE COURT: Basis?

-13:-08:-44 **16** MR. BRYAN: That wasn't the question.

-13:-08:-44 **17** THE COURT: Calling to mind some of the questions  
00:41:57 **18** that Mr. Bryan asked you, then comma, why don't you complete the  
00:42:01 **19** question.

00:42:02 **20** BY MR. MILLER:

-13:-08:-44 **21** **Q.** Then he said Mr. Amawi showed you videos and would  
-13:-08:-44 **22** discuss these videos with you in terms of political discourse,  
-13:-08:-44 **23** do you recall that?

00:42:10 **24** **A.** Yes.

-13:-08:-44 **25** **Q.** Let me ask you this question, sir: The beheading videos

-13:-08:-44 **1** and the other violent videos that Mr. Amawi showed you, how did  
-13:-08:-44 **2** that make you feel?  
00:42:18 **3** MR. BRYAN: Objection.  
00:42:20 **4** MR. MILLER: He opened the door, Your Honor.  
-13:-08:-44 **5** THE COURT: I'm going to sustain the objection.  
00:42:24 **6** MR. MILLER: Let me ask it a different way.  
00:42:24 **7** BY MR. MILLER:  
00:42:24 **8**  
00:42:27 **9** **Q.** Mr. Almozrouei, after you saw these videos of purported  
00:42:31 **10** atrocities that may have been committed in the Muslim world, did  
-13:-08:-44 **11** you want to go commit Jihad?  
00:42:37 **12** MR. BRYAN: Objection.  
-13:-08:-44 **13** THE COURT: Sustained.  
-13:-08:-44 **14** BY MR. MILLER:  
00:42:40 **15** **Q.** Did you want to martyr yourself after that?  
00:42:44 **16** MR. HARTMAN: Objection.  
00:42:45 **17** THE COURT: Sustained. Leave off that line of  
00:42:49 **18** questioning. The jury will disregard that series of questions.  
00:43:16 **19** BY MR. MILLER:  
00:43:16 **20** **Q.** Mr. Bryan asked you some questions about your  
00:43:20 **21** interaction with Mr. Amawi on financial issues. Did you harbor  
00:43:24 **22** at that time any personal animosity toward Mr. Amawi?  
00:43:28 **23** **A.** No.  
00:43:29 **24** **Q.** As you sit here today, do you harbor any personal  
00:43:33 **25** animosity against Mr. Amawi?



-13:-08:-44 **1** A. No.

00:43:36 **2** MR. MILLER: Just a moment, Your Honor.

00:43:50 **3** BY MR. MILLER:

-13:-08:-44 **4** Q. I think both Mr. Bryan and Mr. Hartman asked you about

-13:-08:-44 **5** the number of interviews you may have had with the FBI. And

-13:-08:-44 **6** Mr. Bryan brought up an incident where the FBI was around your

00:44:04 **7** apartment building, I believe in 2004, correct?

-13:-08:-44 **8** A. Yes.

-13:-08:-44 **9** Q. Could you describe what happened when you returned from

-13:-08:-44 **10** work that day in 2004?

00:44:12 **11** A. I came home from work and when I pulled into the parking

-13:-08:-44 **12** lot there was probably about six to ten vehicles belonging, I

-13:-08:-44 **13** think, to the FBI, and they were around asking different people

00:44:30 **14** questions, going to different departments -- I mean apartments,

-13:-08:-44 **15** sorry. That's basically -- so they were asking questions.

-13:-08:-44 **16** Q. And did there come a time when you spoke with a member

00:44:44 **17** of the FBI?

-13:-08:-44 **18** A. Yes.

00:44:45 **19** Q. What happened?

-13:-08:-44 **20** A. I talked to Jason Smith of the FBI.

00:44:51 **21** THE COURT: I could not hear you.

-13:-08:-44 **22** THE WITNESS: I talked to Jason Smith of the FBI.

-13:-08:-44 **23** THE COURT: And was that the same day that you were

00:45:00 **24** just talking about or was that a different day?

00:45:03 **25** THE WITNESS: It's the same day.

00:45:06 **1** BY MR. MILLER:

-13:-08:-44 **2** **Q.** What was the substance of your conversation?

00:45:10 **3** MR. BRYAN: Objection.

00:45:12 **4** MR. MILLER: They opened the door to this  
00:45:14 **5** conversation.

-13:-08:-44 **6** THE COURT: I agree. You may answer to the extent  
-13:-08:-44 **7** you recall.

00:45:20 **8** **A.** I asked him who they were looking for. And they  
-13:-08:-44 **9** mentioned one individual, one individual's name on the second  
00:45:33 **10** floor. I said I don't think you have to worry about him. He  
00:45:36 **11** works all day, comes home, I don't think he even has a computer.  
00:45:42 **12** They said somebody threatened to kill the President over the  
-13:-08:-44 **13** computer or internet or whatever. So I told him that he  
00:45:58 **14** doesn't have to worry about him, but maybe this guy Mohammad;  
-13:-08:-44 **15** he's doing funny things on the internet, so you should keep your  
00:46:06 **16** eye on him.

-13:-08:-44 **17** **Q.** When you said to the FBI not to worry about this other  
-13:-08:-44 **18** guy but you should worry about -- keep your eye on Mohammad, are  
-13:-08:-44 **19** you referring to Mohammad Amawi?

-13:-08:-44 **20** **A.** Yes.

00:46:14 **21** **Q.** And other than that interaction with the FBI, were there  
00:46:17 **22** just two other formal interviews with the FBI?

-13:-08:-44 **23** **A.** Yes.

-13:-08:-44 **24** **Q.** And those were the two interviews that Mr. Hartman  
-13:-08:-44 **25** raised in terms of dates, correct?

-13:-08:-44 **1** A. Yeah.

-13:-08:-44 **2** MR. MILLER: Thank you. No further questions,

00:46:27 **3** Your Honor.

00:46:34 **4** - - -

00:46:34 **5** MIKAEIL ALMOZROUEI, RECROSS-EXAMINATION

00:46:36 **6** BY MR. BRYAN:

00:46:36 **7** Q. You don't recall exactly when that interview was with

00:46:42 **8** the FBI, but it was sometime in the summer of 2004?

-13:-08:-44 **9** A. Yes.

-13:-08:-44 **10** Q. And I'm not talking about talking about the interview

-13:-08:-44 **11** that was just referred to concerning the FBI came to your

00:46:52 **12** apartment, correct?

-13:-08:-44 **13** A. Yes.

-13:-08:-44 **14** Q. And you alluded to the fact, what you just said, look at

-13:-08:-44 **15** Mohammad Amawi, he looks on the internet a lot, correct?

-13:-08:-44 **16** A. Yes.

-13:-08:-44 **17** Q. When I asked you about going to Fahrenheit 9/11 with Mr.

-13:-08:-44 **18** Amawi, isn't it true that happened after that incident, that was

00:47:08 **19** later, a couple of weeks later?

-13:-08:-44 **20** A. I don't recall.

00:47:12 **21** Q. If we have heard evidence in the case about Fahrenheit

00:47:16 **22** 9/11 occurring on June 30, would that have been after that

00:47:21 **23** interview with the FBI?

-13:-08:-44 **24** MR. MILLER: Objection; speculative.

00:47:23 **25** THE COURT: I would agree.

00:47:25 **1** BY MR. BRYAN:

-13:-08:-44 **2** **Q.** You continued training -- you continued to have a

-13:-08:-44 **3** relationship with Mr. Amawi after that period of time?

00:47:31 **4** **A.** I think I went to Fahrenheit 9/11 because Bilal, or  
-13:-08:-44 **5** Darren Griffin, invited me. I felt comfortable around him.

-13:-08:-44 **6** **Q.** And Mr. Amawi was there as well, correct?

-13:-08:-44 **7** **A.** That's right.

-13:-08:-44 **8** **Q.** And just before you left to go to Michigan isn't it true  
-13:-08:-44 **9** that you gave your exercise equipment to Mr. Amawi? This was in  
-13:-08:-44 **10** July of 2000.

-13:-08:-44 **11** **A.** I don't recall.

-13:-08:-44 **12** **Q.** You don't recall giving your exercise equipment to Mr.  
-13:-08:-44 **13** Amawi?

-13:-08:-44 **14** **A.** No.

-13:-08:-44 **15** **Q.** Or giving him anything before you left in July of 2005?

00:47:58 **16** **A.** I don't remember anything.

00:48:00 **17** MR. BRYAN: Nothing further, Your Honor.

00:48:03 **18** MR. HARTMAN: Briefly, Judge.

00:48:07 **19** - - -

00:48:07 **20** MIKAEIL ALMOZROUEI, RECROSS-EXAMINATION

00:48:09 **21** BY MR. HARTMAN:

00:48:09 **22** **Q.** Sir, you stated on redirect that what Mr. El-Hindi said

00:48:13 **23** was he was asking us if we wanted to go to Afghanistan for

00:48:18 **24** training for Jihad; is that correct?

-13:-08:-44 **25** **A.** Yes.

-13:-08:-44 **1** Q. That's not what you told the FBI agent who interviewed  
-13:-08:-44 **2** you, is it?

00:48:26 **3** A. I don't -- I can't say word-for-word what I said to  
-13:-08:-44 **4** them. What do you want me to say?

-13:-08:-44 **5** Q. Well, I'd like to know if you remember if that's what  
00:48:39 **6** you told the FBI or not?

00:48:41 **7** A. Yes, that's what I told the FBI.

-13:-08:-44 **8** MR. HARTMAN: Okay. Nothing further.

00:48:51 **9** THE COURT: Mr. Helmick, Mr. Doughten, questions?

-13:-08:-44 **10** MR. DOUGHTEN: No, thank you, Your Honor.

00:48:56 **11** THE COURT: Further redirect?

-13:-08:-44 **12** MR. MILLER: No, Your Honor.

-13:-08:-44 **13** THE COURT: You may step down. You're free to go.

-13:-08:-44 **14** Thank you very much.

00:49:12 **15** MR. HARTMAN: Your Honor, before he leaves, we'd

-13:-08:-44 **16** like to ask that he be made available for recall in our case in

-13:-08:-44 **17** chief.

-13:-08:-44 **18** THE COURT: Okay. You may be called upon to

00:49:22 **19** return.

00:49:23 **20** MR. HARTMAN: We'll probably need contact

00:49:26 **21** information.

-13:-08:-44 **22** THE COURT: No problem. Okay.

-13:-08:-44 **23** Who is your next witness, what are we likely to

-13:-08:-44 **24** hear?

00:49:37 **25** MR. SOFER: We're tag-teaming today. Mr. Getz

-13:-08:-44 **1** will call the next witness.

00:49:42 **2** MR. GETZ: At this time the United States calls

-13:-08:-44 **3** Kelly Doran.

00:49:51 **4** To save time I would like to place the exhibits I

-13:-08:-44 **5** will be addressing with Ms. Doran, Your Honor, on the stand at

-13:-08:-44 **6** this time. Counsel has had a chance to review these, Your

00:50:23 **7** Honor.

00:50:23 **8** (The witness was sworn by the clerk.)

00:50:28 **9** MR. IVEY: Could we approach for a minute?

-13:-08:-44 **10** THE COURT: Sure.

-13:-08:-44 **11** (Whereupon the following discussion was had at the

-13:-08:-44 **12** bench outside the hearing of the jury:)

-13:-08:-44 **13** MR. IVEY: This witness, it's my understanding from

-13:-08:-44 **14** talking to the government, is going to testify that Mr. Amawi

-13:-08:-44 **15** came into her bank branch, attempted to cash a check, was not

-13:-08:-44 **16** cashed at that time, but he left his wallet. It's my

-13:-08:-44 **17** understanding the government wants to do -- what the government

-13:-08:-44 **18** is interested in in this case is the contents of the wallet.

-13:-08:-44 **19** The fraud investigator found a card of an FBI agent in the

-13:-08:-44 **20** wallet and that's how it got to the FBI. Mr. Getz has told me

-13:-08:-44 **21** beforehand that he's going to make it clear to the jury that

-13:-08:-44 **22** there was no illegality or any sinister activity surrounding the

-13:-08:-44 **23** check. My concern is this: This check, since that's the case,

-13:-08:-44 **24** is tickets to Hajj. What this is, since Mr. Amawi worked as a

-13:-08:-44 **25** travel agent, it was money for Hajj tickets for different

-13:-08:-44 **1** individuals to travel and take the Hajj.

-13:-08:-44 **2** I'm concerned if the jury actually sees this, even

-13:-08:-44 **3** though Mr. Getz is not alleging anything, that they're going to

-13:-08:-44 **4** think something about that is improper.

-13:-08:-44 **5** THE COURT: Would you stipulate if that does come

-13:-08:-44 **6** up it's the government's understanding that those funds paid to

-13:-08:-44 **7** AZ Travel by persons -- other persons unrelated to this case?

-13:-08:-44 **8** MR. GETZ: Yes.

-13:-08:-44 **9** (End of side-bar discussion.)

-13:-08:-44 **10** THE COURT: Will you tell the ladies and gentlemen

-13:-08:-44 **11** and me your name?

-13:-08:-44 **12** THE WITNESS: Kelly Doran.

-13:-08:-44 **13** THE COURT: How do you spell your last name?

-13:-08:-44 **14** THE WITNESS: D-O-R-A-N.

-13:-08:-44 **15** THE COURT: And what is your city or county of

-13:-08:-44 **16** residence?

00:53:06 **17** THE WITNESS: It's actually Brownstown, Michigan.

-13:-08:-44 **18** THE COURT: And, Mr. Getz, you may inquire.

00:53:17 **19** Are you presently employed?

00:53:19 **20** THE WITNESS: Yes, I am, Fifth Third Bank.

00:53:22 **21** THE COURT: How long you have worked for them?

00:53:24 **22** THE WITNESS: Since October of 2004.

-13:-08:-44 **23** THE COURT: Okay. What sort of job do you do?

-13:-08:-44 **24** THE WITNESS: I'm a regional investigations

00:53:31 **25** manager.

00:53:35 **1** THE COURT: Is that the only bank you've worked for  
-13:-08:-44 **2** or have you worked for other banks?

-13:-08:-44 **3** THE WITNESS: I've worked for other banks.

00:53:42 **4** THE COURT: How long have you worked for a bank of  
-13:-08:-44 **5** some sort?

00:53:45 **6** THE WITNESS: Since 1989.

-13:-08:-44 **7** THE COURT: Mr. Getz, go ahead.

-13:-08:-44 **8** - - -

-13:-08:-44 **9** KELLY DORAN, DIRECT EXAMINATION

00:53:50 **10** BY MR. GETZ:

00:53:50 **11** **Q.** Ms. Doran, I would ask you throughout the course of your

-13:-08:-44 **12** testimony, if you could keep your voice up. I think the

-13:-08:-44 **13** distance you are from the microphone is probably pretty good.

00:53:59 **14** We'll adjust as we go if anybody's having trouble hearing you.

00:54:07 **15** You've already explained your title or position

-13:-08:-44 **16** with Fifth Third Bank is as a regional investigations manager?

-13:-08:-44 **17** **A.** That's correct.

00:54:14 **18** **Q.** Could you explain briefly for the jury what your duties

-13:-08:-44 **19** and responsibilities are in that position?

-13:-08:-44 **20** **A.** I oversee the investigations of any internal or external

00:54:24 **21** fraud against Fifth Third Bank or any misuses of position by

00:54:30 **22** employees.

00:54:34 **23** **Q.** You've held that position for how long?

-13:-08:-44 **24** **A.** That position approximately a year and a quarter, year

-13:-08:-44 **25** and a half.



-13:-08:-44 **1** Q. You were employed by Fifth Third Bank prior to taking  
-13:-08:-44 **2** that position?

-13:-08:-44 **3** A. Yes.

00:54:45 **4** Q. What was your prior position with Fifth Third Bank?

-13:-08:-44 **5** A. As a fraud investigator.

-13:-08:-44 **6** Q. Could you briefly explain what the duties were as a  
-13:-08:-44 **7** fraud investigator?

-13:-08:-44 **8** A. To perform the investigations of any internal or  
-13:-08:-44 **9** external fraud or misuse of position by employees.

00:55:01 **10** Q. And just so we're clear, you assumed your new position  
00:55:06 **11** approximately what day, month and year?

-13:-08:-44 **12** A. January, 2007.

00:55:10 **13** Q. So calling your attention to -- well, strike that.

-13:-08:-44 **14** Let me ask you this first: Where is your office  
-13:-08:-44 **15** located?

-13:-08:-44 **16** A. At 550 North Summit in Toledo.

00:55:29 **17** Q. I call your attention to May 9, 2005. Were you  
-13:-08:-44 **18** employed at Fifth Third Bank at that time?

-13:-08:-44 **19** A. Yes, I was.

-13:-08:-44 **20** Q. That was as a fraud investigator?

-13:-08:-44 **21** A. Yes.

-13:-08:-44 **22** Q. Where was a your office at that time?

-13:-08:-44 **23** A. 606 Madison in Toledo.

-13:-08:-44 **24** THE COURT: What time frame did you just reference?

-13:-08:-44 **25** I missed it.

00:55:47 **1** MR. GETZ: May 9, 2005, Your Honor.

00:55:49 **2** THE COURT: Thanks.

00:55:52 **3** BY MR. GETZ:

00:55:52 **4** Q. Now, again calling your attention to that date, do you  
00:55:55 **5** recall if you were at work on that day?

-13:-08:-44 **6** A. I believe I was.

-13:-08:-44 **7** Q. Now, I'm going to ask you to look at -- there are a  
00:56:01 **8** number of exhibits in front of you, some of them are in plastic  
-13:-08:-44 **9** bags or wrappers, please feel free to take them out if that  
-13:-08:-44 **10** would help you or assist you in reviewing these materials. If  
-13:-08:-44 **11** you can, find the one that is marked Government's Exhibit 132.

00:56:19 **12** A. Okay.

-13:-08:-44 **13** Q. Do you find that?

00:56:21 **14** A. Uh-huh.

-13:-08:-44 **15** Q. And that one, if you would please take it out of the  
-13:-08:-44 **16** bag. Do you recognize that item?

-13:-08:-44 **17** A. I believe so.

-13:-08:-44 **18** Q. And could you tell the jury what it is?

00:56:42 **19** A. I believe it's a wallet that was forwarded to me.

00:56:47 **20** Q. It's, for the record, a brown leather wallet?

-13:-08:-44 **21** A. Yes.

-13:-08:-44 **22** Q. And does it have contents?

00:56:53 **23** A. Yes, it does.

00:56:55 **24** Q. Is this -- well strike that.

-13:-08:-44 **25** Do you recall when it was that you first saw this

-13:-08:-44 **1** item?

00:57:01 **2** **A.** May 10 of 2005.

-13:-08:-44 **3** **Q.** And could you explain the circumstances under which you

00:57:08 **4** first saw that item on May 10, 2005?

00:57:11 **5** **A.** A branch had forwarded the wallet to me. It was left

00:57:16 **6** behind.

-13:-08:-44 **7** **Q.** Okay. A branch of Fifth Third Bank?

-13:-08:-44 **8** **A.** Yes.

00:57:20 **9** **Q.** Now, does it appear to be the same as it was the first

-13:-08:-44 **10** time that you viewed it on May 10, 2005?

00:57:27 **11** **A.** Yes, it does.

00:57:29 **12** **Q.** Now, if you could find the exhibit that's marked

-13:-08:-44 **13** Government's Exhibit 132J, as in James.

00:57:49 **14** **A.** Okay.

-13:-08:-44 **15** **Q.** And do you recognize that item?

-13:-08:-44 **16** **A.** Yes, I do.

-13:-08:-44 **17** **Q.** And could you tell us what that is, please?

00:57:57 **18** **A.** An evidence bag.

00:57:58 **19** **Q.** Is that an evidence bag from Fifth Third Bank?

00:58:01 **20** **A.** Yes, it is.

-13:-08:-44 **21** **Q.** Do you recognize your writing or printing on that?

00:58:05 **22** **A.** Yes, I do.

00:58:09 **23** **MR. GETZ:** Could we publish that for the jury, Your

00:58:12 **24** Honor?

00:58:12 **25** **THE COURT:** You may. Can you simply show it on --

-13:-08:-44 **1** perhaps you can just hold it up.

00:58:23 **2** MR. GETZ: We'll use the ELMO for this one.

00:58:49 **3** BY MR. GETZ:

00:58:49 **4** Q. Again, is that your printing in blue ink on this

-13:-08:-44 **5** document?

00:58:54 **6** A. Yes, it is.

00:59:00 **7** Q. And about midway on the screen there's a line that says

00:59:04 **8** Recovered by and there's a name there?

00:59:06 **9** A. Yes.

00:59:07 **10** Q. What is that name?

-13:-08:-44 **11** A. Rose Megutsch.

00:59:13 **12** Q. Do you know who Rose Megutsch is?

-13:-08:-44 **13** A. Yes.

-13:-08:-44 **14** Q. Who is she?

-13:-08:-44 **15** A. She's a lead teller at the branch on Dorr Street in

00:59:20 **16** Toledo.

-13:-08:-44 **17** Q. I note the line right above that there's a line that

-13:-08:-44 **18** says Location of the Recovery. And what does it state on that

-13:-08:-44 **19** line?

-13:-08:-44 **20** A. 5313 Dorr, Toledo, Ohio.

00:59:34 **21** Q. Do you know what is located at 5313 Dorr, Toledo, Ohio?

-13:-08:-44 **22** A. Yes.

-13:-08:-44 **23** Q. What is that?

-13:-08:-44 **24** A. Fifth Third Bank.

-13:-08:-44 **25** Q. Is that the branch where Rose works?

-13:-08:-44 **1** A. Yes.

-13:-08:-44 **2** Q. The line directly above that it says Date and Time of

00:59:47 **3** Recovery. And there's a date indicated in there. What is

-13:-08:-44 **4** that?

-13:-08:-44 **5** A. 5/9 of '05, a.m.

01:00:05 **6** Q. And do you see your name on that document?

01:00:09 **7** A. Yes.

-13:-08:-44 **8** Q. And does it indicate a date on which apparently,

01:00:16 **9** according to this, you received this item?

-13:-08:-44 **10** A. Yes.

-13:-08:-44 **11** Q. And what is that date?

-13:-08:-44 **12** A. 5/10, 2005.

-13:-08:-44 **13** Q. Approximately what time?

-13:-08:-44 **14** A. 9:00 a.m.

-13:-08:-44 **15** Q. Do you recall the manner in which it was you received

-13:-08:-44 **16** this item?

-13:-08:-44 **17** A. Through inter-office mail.

01:00:31 **18** THE COURT: Through? I didn't hear you.

01:00:33 **19** THE WITNESS: Inter-office mail.

01:00:35 **20** BY MR. GETZ:

01:00:35 **21** Q. And what is the purpose of this particular item,

01:00:38 **22** Government's Exhibit 132J?

-13:-08:-44 **23** A. Just for safekeeping.

01:00:45 **24** Q. At some point in time did you place Government's Exhibit

01:00:49 **25** 132 inside Government's Exhibit 132J?

01:00:54 **1** A. Yes, I did.

-13:-08:-44 **2** Q. And again, that was for safekeeping of this item?

-13:-08:-44 **3** A. Yes.

01:00:59 **4** Q. And if you recall, what did you do with the item after

-13:-08:-44 **5** that?

-13:-08:-44 **6** A. Retained the item in my office.

01:01:07 **7** Q. Did you contact anyone regarding Government's Exhibit

01:01:11 **8** 132 after you received it?

01:01:13 **9** A. Yes.

-13:-08:-44 **10** Q. And whom did you contact if you recall?

01:01:16 **11** A. Agent Barnes.

01:01:17 **12** Q. That would be Agent David Barnes?

01:01:20 **13** A. Yes.

-13:-08:-44 **14** Q. From what agency?

-13:-08:-44 **15** A. The FBI.

-13:-08:-44 **16** Q. Could you explain to the jury why it is you contacted

-13:-08:-44 **17** Agent Barnes?

-13:-08:-44 **18** A. Because I located his business card inside the wallet.

01:01:34 **19** Q. If you would take a look at what's marked as

-13:-08:-44 **20** Government's Exhibit 132B, if you could find that?

01:01:45 **21** A. Okay.

-13:-08:-44 **22** Q. And is that the business card that you're referring to

-13:-08:-44 **23** for Agent Barnes?

-13:-08:-44 **24** A. Yes.

-13:-08:-44 **25** Q. And you originally saw that or first saw that inside the

-13:-08:-44 **1** wallet, Government's Exhibit 132?

01:01:55 **2** **A.** Yes.

01:01:56 **3** MR. GETZ: Permission to publish that item, Your

-13:-08:-44 **4** Honor.

-13:-08:-44 **5** THE COURT: Uh-huh.

01:02:09 **6** BY MR. GETZ:

01:02:09 **7** **Q.** Again, what was your purpose for contacting Agent Barnes

-13:-08:-44 **8** once you found his card inside the wallet?

-13:-08:-44 **9** **A.** To determine if there was anything I needed to be

-13:-08:-44 **10** concerned about related to why the customer came into the

01:02:24 **11** branch.

01:02:26 **12** **Q.** Were there concerns that you had in regards to how you

-13:-08:-44 **13** came to have custody and control of this wallet?

01:02:36 **14** **A.** There were some questions regarding a check that was

-13:-08:-44 **15** brought in that we were trying to determine if there was a

-13:-08:-44 **16** problem or not. At that point we didn't know if there were any

-13:-08:-44 **17** problems or not.

01:02:50 **18** **Q.** Well, were you provided with details that -- relative to

-13:-08:-44 **19** your responsibilities and duties as an investigator for the bank

-13:-08:-44 **20** that you used to make a determination as to what you were to do

-13:-08:-44 **21** with this item?

-13:-08:-44 **22** **A.** Yes.

-13:-08:-44 **23** **Q.** And what were the circumstances and details that you

-13:-08:-44 **24** were provided that you used for that determination?

01:03:19 **25** **A.** A check had been presented which we refer to as a

-13:-08:-44 **1** starter check, a check that you typically receive when you open  
-13:-08:-44 **2** up an account. It does not have any preprinted account  
01:03:31 **3** information on them. It was presented on the 9th of May at the  
01:03:40 **4** Dorr branch. And because it was a starter check, the tellers  
-13:-08:-44 **5** are told to go through a verification process by either looking  
01:03:50 **6** at a previous check to compare signatures or contacting the  
-13:-08:-44 **7** account owner to verify the check was written, or by obtaining  
01:03:59 **8** the signature card to verify signatures. That was not able to  
01:04:06 **9** be done, and the wallet was left behind when the customer left  
-13:-08:-44 **10** with the check.

01:04:10 **11** **Q.** Okay. So I understand it, there was a customer who came  
-13:-08:-44 **12** into the Dorr Avenue branch of the bank to cash a check and they  
-13:-08:-44 **13** had problems cashing the check. The customer left and left his  
01:04:24 **14** wallet behind?

01:04:25 **15** **A.** Yes.

01:04:26 **16** **Q.** And that was the information you were provided when you  
01:04:29 **17** received this wallet?

-13:-08:-44 **18** **A.** Yes.

-13:-08:-44 **19** **Q.** And inside the wallet you found Agent Barnes' card?

-13:-08:-44 **20** **A.** Yes.

-13:-08:-44 **21** **Q.** And you called him because you had concerns relative to  
-13:-08:-44 **22** the transaction or the circumstances under which the wallet was  
-13:-08:-44 **23** left?

01:04:42 **24** **A.** Correct.

01:04:44 **25** **Q.** Now, if you would please take a look at Government's



01:04:49 **1** Exhibit 132, let's start with F, if you can find that, "F" as in  
-13:-08:-44 **2** Frank.

01:05:09 **3** **A.** Okay, I have it.

-13:-08:-44 **4** **Q.** Was that an item that was inside of the wallet when you  
-13:-08:-44 **5** received it?

01:05:14 **6** **A.** Yes.

-13:-08:-44 **7** **Q.** And, first of all, can you tell us what it is or what  
-13:-08:-44 **8** you can identify it as?

01:05:21 **9** **A.** It appears to be a public vehicle operator  
01:05:24 **10** identification card.

01:05:27 **11** **Q.** And obviously there's a name listed on the card that  
-13:-08:-44 **12** would indicate who the -- who it's identifying. Can you see  
-13:-08:-44 **13** that name?

-13:-08:-44 **14** **A.** Yes.

01:05:40 **15** **Q.** What's the name?

01:05:41 **16** **A.** Mohammad Zaki Amawi.

01:05:44 **17** **Q.** What's the date on the card, the date of issuance, if  
-13:-08:-44 **18** you can read that?

-13:-08:-44 **19** **A.** February 20 of 2001.

01:05:52 **20** **Q.** Now, had you ever, prior to this time in May of 2005,  
-13:-08:-44 **21** had you ever seen an identification card like that?

-13:-08:-44 **22** **A.** No.

01:06:00 **23** **Q.** If you would find Government's Exhibit 132G.

01:06:08 **24** **A.** Okay.

-13:-08:-44 **25** **Q.** And what is that item?

- 01:06:11 **1** A. A public vehicle operator identification card.
- 01:06:15 **2** Q. Does it list the same name?
- 13:-08:-44 **3** A. Yes.
- 13:-08:-44 **4** Q. And what is the date of issuance for that card?
- 13:-08:-44 **5** A. July 10 of 2001.
- 01:06:23 **6** Q. And again, had you ever seen an identification card like
- 13:-08:-44 **7** that prior to May of 2005?
- 01:06:29 **8** A. No.
- 01:06:30 **9** Q. And finally if you could find Government's Exhibit "H"
- 13:-08:-44 **10** as in Harold.
- 01:06:36 **11** A. Okay.
- 01:06:39 **12** Q. Does that appear to be an identification card for the
- 13:-08:-44 **13** same individual by name?
- 01:06:43 **14** A. Yes.
- 01:06:44 **15** Q. What's the issuance date on that card?
- 13:-08:-44 **16** A. June 1, 2004.
- 01:06:49 **17** Q. Again, had you seen an identification card of that sort
- 13:-08:-44 **18** prior to May 10, 2005?
- 13:-08:-44 **19** A. No.
- 01:06:59 **20** Q. The fact that you had located these identification cards
- 13:-08:-44 **21** inside this wallet, did that cause you any additional analysis
- 13:-08:-44 **22** in terms of how you should act in regards to this item?
- 13:-08:-44 **23** A. Yes.
- 13:-08:-44 **24** Q. What was that, if you could explain that to the jury,
- 01:07:15 **25** please?

-13:-08:-44 **1** A. Because I was not familiar with this type of ID, I did  
01:07:21 **2** not know if it was valid or not. I was also concerned that it  
-13:-08:-44 **3** was all expired.

01:07:25 **4** THE COURT: That it was what? I couldn't hear you.

01:07:28 **5** THE WITNESS: Because I had not seen this type of

-13:-08:-44 **6** ID before, I did not know if it was valid or not. But I was

-13:-08:-44 **7** concerned because they were all expired.

01:07:37 **8** THE COURT: Expired. I just didn't hear the last

-13:-08:-44 **9** word you said.

-13:-08:-44 **10** BY MR. GETZ:

-13:-08:-44 **11** Q. Any concerns relative to depictions, the photographs on

01:07:46 **12** the identification cards?

01:07:48 **13** A. The appearance had changed slightly on the photos. I

01:07:56 **14** felt that it was possibly the same person. When the branch

01:08:01 **15** communicated to me that the wallet had been left behind, they

01:08:04 **16** thought that possibly it was not the same person.

-13:-08:-44 **17** Q. So was that another consideration or concern that you

-13:-08:-44 **18** had?

-13:-08:-44 **19** A. Yes.

01:08:12 **20** Q. If you would, find Government's Exhibit 1321, please.

-13:-08:-44 **21** And had you seen that item before?

-13:-08:-44 **22** A. Yes.

-13:-08:-44 **23** Q. Could you tell us what that is, please?

-13:-08:-44 **24** A. The inventory sheet I created.

01:08:32 **25** Q. And did you prepare that document?

- 13:-08:-44 **1** A. Yes.
- 01:08:35 **2** Q. And could you explain what is it or what the purpose of
- 13:-08:-44 **3** this document is for the jury?
- 01:08:40 **4** A. To protect myself of what the contents were in the
- 13:-08:-44 **5** wallet should anyone call to claim it.
- 01:08:54 **6** Q. What date did you prepare this item?
- 13:-08:-44 **7** A. May 10, 2005.
- 13:-08:-44 **8** Q. That's the date you received the wallet?
- 01:09:00 **9** A. Yes.
- 01:09:01 **10** Q. Did you list on this sheet to your knowledge every item
- 13:-08:-44 **11** that you had seen or observed inside the wallet?
- 13:-08:-44 **12** A. Yes.
- 01:09:28 **13** Q. The three items or -- or identification cards that you
- 01:09:33 **14** previously identified or testified about, are those listed on
- 13:-08:-44 **15** this document?
- 13:-08:-44 **16** A. Yes.
- 13:-08:-44 **17** Q. And under what heading are they listed?
- 13:-08:-44 **18** A. Identification.
- 01:09:41 **19** Q. And those would be the third, fourth, and fifth items
- 13:-08:-44 **20** listed in that category?
- 01:09:50 **21** A. Yes.
- 01:09:56 **22** Q. If you would now turn your attention to Government's
- 01:09:59 **23** Exhibit 132 "A", as in apple.
- 01:10:20 **24** Did you find that?
- 13:-08:-44 **25** A. Yes.

- 13:-08:-44 **1** Q. Was that also an item that was inside the wallet when
- 13:-08:-44 **2** you first received it?
- 13:-08:-44 **3** A. Yes.
- 01:10:32 **4** Q. And did you list that item on the inventory sheet?
- 01:10:42 **5** A. Yes.
- 01:10:45 **6** Q. And under what category is that item listed?
- 13:-08:-44 **7** A. Miscellaneous.
- 01:10:52 **8** Q. And that is -- could you tell us what that is or what it
- 01:10:56 **9** appears to be?
- 01:10:57 **10** A. A business card from the City of Toledo Police
- 01:11:01 **11** Department for Detective Bart Beavers .
- 01:11:08 **12** Q. Could you find Government's Exhibit 132C and D?
- 01:11:21 **13** A. Yes.
- 13:-08:-44 **14** Q. Could you tell us what those are, please?
- 13:-08:-44 **15** A. Miscellaneous papers found in the wallet.
- 01:11:29 **16** Q. Do they have some kind of writing on them?
- 13:-08:-44 **17** A. Yes.
- 01:11:37 **18** Q. And the writings were on those items when you located or
- 13:-08:-44 **19** found them in the wallet?
- 01:11:42 **20** A. I'm sorry.
- 01:11:43 **21** Q. The writing was on those items when you found them in
- 13:-08:-44 **22** the wallet?
- 13:-08:-44 **23** A. Yes.
- 13:-08:-44 **24** Q. And they're in the condition now in which you found
- 01:11:49 **25** them?

-13:-08:-44 **1** A. I believe so, yes.

01:11:51 **2** Q. Did you list those items on the lost and found inventory

-13:-08:-44 **3** sheet?

-13:-08:-44 **4** A. Yes.

01:11:57 **5** Q. Where do you have those listed?

-13:-08:-44 **6** A. Under miscellaneous.

01:12:12 **7** Q. If we could put that inventory sheet back up for the

-13:-08:-44 **8** jury, can you read off where it is on the inventory sheet that

-13:-08:-44 **9** you listed these items or how you describe them?

01:12:25 **10** A. I believe I categorized them as paper containing Arabic

01:12:30 **11** writing and numbers.

01:12:39 **12** Q. As you look at those items now, and if we could go back

-13:-08:-44 **13** to those, 132C, please, is there anything on there that you're

01:12:57 **14** indicating or you identified or were referencing as being Arabic

-13:-08:-44 **15** writing?

01:13:05 **16** A. Yes.

-13:-08:-44 **17** Q. What would that be?

-13:-08:-44 **18** A. This area in between the blue marker writing and the

01:13:10 **19** blue ballpoint writing, sort of in the middle.

01:13:22 **20** Q. Right in the middle between the two lines of writing in

-13:-08:-44 **21** ballpoint at the top and marker writing below that?

-13:-08:-44 **22** A. Yes.

01:13:33 **23** Q. And by the way, do you speak or write in Arabic?

-13:-08:-44 **24** A. No, I don't.

-13:-08:-44 **25** Q. So do you know for sure that that's Arabic writing or

-13:-08:-44 **1** was that just your possible perception?

-13:-08:-44 **2** **A.** My possible perception.

01:13:44 **3** **Q.** If we could look at 132D. Was there anything on there

-13:-08:-44 **4** that you were referencing as being what you thought might be

01:13:54 **5** Arabic writing?

-13:-08:-44 **6** **A.** Yes.

-13:-08:-44 **7** **Q.** What would that be?

-13:-08:-44 **8** **A.** The writing in ballpoint pen directly below the blue

-13:-08:-44 **9** marker writing.

01:14:02 **10** **Q.** Could you read what that blue marker writing says?

01:14:07 **11** **A.** Possibly a mixture of letters.

01:14:15 **12** **Q.** If you could just read off the letters?

01:14:18 **13** **A.** H-O-S-A-M.

-13:-08:-44 **14** **MR. IVEY:** Objection.

01:14:25 **15** **THE COURT:** I think the jury can read what it may

-13:-08:-44 **16** be as well as she can.

-13:-08:-44 **17** **BY MR. GETZ:**

-13:-08:-44 **18** **Q.** Does that appear to be some type of an address or

-13:-08:-44 **19** possibly an e-mail address?

-13:-08:-44 **20** **MR. IVEY:** Objection.

-13:-08:-44 **21** **THE COURT:** Sustained.

01:14:41 **22** **BY MR. GETZ:**

01:14:41 **23** **Q.** If you could turn your attention to Government's Exhibit

-13:-08:-44 **24** 132E.

01:14:55 **25** **A.** Okay.

- 13:-08:-44 **1** Q. What does that appear to be?
- 01:14:58 **2** A. A business card.
- 01:15:00 **3** Q. And what's it a business card for, or for whom?
- 01:15:04 **4** A. For Darren L. Griffin of Direct Action Security, L.L.C.
- 13:-08:-44 **5** Q. Was this an item you found inside the wallet?
- 13:-08:-44 **6** A. Yes.
- 13:-08:-44 **7** Q. Was there anything written or any markings on the back
- 13:-08:-44 **8** of that business card?
- 13:-08:-44 **9** A. Yes.
- 01:15:38 **10** Q. Could we see that, please? Was the writing on the back
- 13:-08:-44 **11** of that card there when you found it?
- 01:15:45 **12** A. Yes.
- 01:16:07 **13** Q. We'll go to the ELMO on that one.
- 01:16:19 **14** Again, you listed these items on the inventory
- 01:16:22 **15** sheet?
- 13:-08:-44 **16** A. Yes.
- 13:-08:-44 **17** Q. If you could find Government's Exhibit 132K. Have you
- 13:-08:-44 **18** found that?
- 13:-08:-44 **19** A. Yes.
- 13:-08:-44 **20** Q. Do you recognize that item?
- 13:-08:-44 **21** A. Yes, I do.
- 13:-08:-44 **22** Q. Can you tell us what that is?
- 13:-08:-44 **23** A. A receipt for property.
- 01:16:42 **24** Q. Do you recognize your signature or writing anywhere on
- 13:-08:-44 **25** that document?



01:16:46 **1** A. Yes.

01:16:48 **2** Q. When is this document dated?

-13:-08:-44 **3** A. May 8, 2006.

01:16:52 **4** Q. Do you recall if that's the date on which you put your

-13:-08:-44 **5** name on it?

01:16:56 **6** A. I believe so.

01:16:57 **7** Q. Can you explain the circumstances under which you put

-13:-08:-44 **8** your name on this document?

01:17:03 **9** A. We had received a subpoena for the wallet and contents.

-13:-08:-44 **10** And this receipt was given at the time the wallet was turned

-13:-08:-44 **11** over as part of that subpoena.

01:17:19 **12** Q. Did someone come to your office to receive that item,

-13:-08:-44 **13** the wallet?

-13:-08:-44 **14** A. Yes.

-13:-08:-44 **15** Q. And the contents?

-13:-08:-44 **16** A. Yes.

-13:-08:-44 **17** Q. Can you recall who that was?

-13:-08:-44 **18** A. Mark Beneski.

01:17:28 **19** Q. Is he an employee of the FBI?

-13:-08:-44 **20** A. Yes.

-13:-08:-44 **21** Q. Special Agent?

-13:-08:-44 **22** A. Yes.

01:17:32 **23** Q. Did you know Special Agent Beneski prior to that date?

01:17:37 **24** A. No, I don't believe so.

01:17:42 **25** Q. At that time did you turn the wallet over to the FBI?

- 13:-08:-44 **1** A. Yes.
- 13:-08:-44 **2** Q. And, again, that date was in May of 2006?
- 01:17:49 **3** A. Yes.
- 13:-08:-44 **4** Q. Was that almost approximately one year after you had
- 01:17:53 **5** first received the wallet?
- 01:17:54 **6** A. Yes.
- 01:28:49 **7** (Recess taken).
- 13:-08:-44 **8** THE COURT: You remain under oath.
- 01:28:54 **9** Ladies and gentlemen, we should be done by 3:00.
- 01:28:59 **10** Go ahead.
- 01:29:01 **11** BY MR. GETZ:
- 01:29:01 **12** Q. If I could draw your attention to Government's Exhibit
- 13:-08:-44 **13** 132L.
- 01:29:08 **14** A. Okay.
- 13:-08:-44 **15** Q. Did you find that?
- 01:29:10 **16** A. Yes.
- 13:-08:-44 **17** Q. And could you tell us what that is?
- 13:-08:-44 **18** A. A copy of a check.
- 13:-08:-44 **19** Q. Is it the front and back of the check that you
- 13:-08:-44 **20** referenced earlier that was left in the bank or was being cashed
- 13:-08:-44 **21** by the customer at the bank?
- 01:29:23 **22** A. Yes.
- 01:29:29 **23** Q. Did the bank maintain a copy of that check in the course
- 13:-08:-44 **24** of its regular business practices?
- 01:29:37 **25** A. Yes.

-13:-08:-44 **1** Q. Does that appear to be an accurate copy of that  
-13:-08:-44 **2** particular item?

01:29:42 **3** A. Yes.

01:29:48 **4** Q. Looking at the screen, is that -- does that appear to be  
-13:-08:-44 **5** the front of that check?

-13:-08:-44 **6** A. Yes.

01:29:55 **7** Q. And you had made reference in your testimony to a  
01:29:58 **8** starter check being a type of check that may be received when  
-13:-08:-44 **9** you first open an account?

-13:-08:-44 **10** A. Yes.

-13:-08:-44 **11** Q. And what are the things or what is it that primarily  
01:30:07 **12** makes you able to identify this as a starter check?

01:30:10 **13** A. There's no preprinted account name in the upper  
01:30:14 **14** left-hand corner.

-13:-08:-44 **15** Q. What is the date on this check?

-13:-08:-44 **16** A. May 8, 2005.

01:30:22 **17** Q. Can you read who the check is made payable to?

01:30:26 **18** A. Mohammad Amawi.

01:30:27 **19** Q. Is that the same person whose identification items  
01:30:31 **20** appear to be in the wallet that was Government's Exhibit 132?

-13:-08:-44 **21** A. Yes.

01:30:39 **22** Q. Now, was this check, in fact, negotiated at Fifth Third  
01:30:45 **23** Bank?

01:30:45 **24** A. Yes.

-13:-08:-44 **25** Q. And was it negotiated -- I think you indicated in your

-13:-08:-44 **1** testimony that they were unable to allow the customer to cash

-13:-08:-44 **2** the check at the Dorr branch of the bank?

-13:-08:-44 **3** A. Yes.

-13:-08:-44 **4** Q. Was it cashed at another branch of Fifth Third Bank?

01:31:00 **5** A. Yes.

-13:-08:-44 **6** Q. Do you know or can you tell from the check, either the

-13:-08:-44 **7** front or back, on what date it would have been negotiated at

-13:-08:-44 **8** Fifth Third Bank?

-13:-08:-44 **9** A. May 9, 2005.

01:31:10 **10** Q. And was that the same date that the wallet was left in

-13:-08:-44 **11** the bank?

-13:-08:-44 **12** A. Yes.

01:31:16 **13** Q. And is there an endorsement on the back of the check by

-13:-08:-44 **14** the payee, the person who negotiated the check?

01:31:23 **15** A. Yes.

01:31:24 **16** Q. Does that appear to be this item here?

01:31:29 **17** A. Yes.

01:31:44 **18** Q. Now, were you ever made aware in your position as a

-13:-08:-44 **19** fraud investigator, or later in your position as a regional

01:31:52 **20** investigation manager for Fifth Third Bank, that there were any

-13:-08:-44 **21** other problems or issues involving the negotiation of that

-13:-08:-44 **22** check?

-13:-08:-44 **23** A. No.

-13:-08:-44 **24** Q. So there wasn't any concern or issues relative to the

-13:-08:-44 **25** purpose of that check or the fact that it was negotiated?

-13:-08:-44 **1** A. Correct.

-13:-08:-44 **2** Q. During the period between May 10, 2005 when you received  
-13:-08:-44 **3** the wallet from the Dorr branch of the bank, that's Government's  
01:32:15 **4** Exhibit 132, and May 8 of 2006 when you turned it over to the  
-13:-08:-44 **5** FBI, which is approximately a year later, were you ever made  
-13:-08:-44 **6** aware in your position as fraud investigator or regional  
01:32:28 **7** investigation manager for Fifth Third Bank that anyone had ever  
-13:-08:-44 **8** come to the bank and made a claim for that wallet?

01:32:36 **9** A. No.

01:32:37 **10** Q. And how do you know that? How do you know that no one  
-13:-08:-44 **11** came to make a claim?

01:32:42 **12** A. No one contacted me.

01:32:45 **13** Q. And the wallet was maintained in your custody and  
-13:-08:-44 **14** control until you turned it over to the FBI?

-13:-08:-44 **15** A. Yes.

-13:-08:-44 **16** Q. If anyone had made a claim for those items, at any time,  
01:32:57 **17** would you have been the person who would have been notified in  
-13:-08:-44 **18** your position at the bank?

01:33:01 **19** A. Usually, yes.

01:33:03 **20** Q. If someone else had been notified, since the wallet was  
01:33:07 **21** in your custody and control, would you ultimately have been  
01:33:10 **22** contacted or notified?

-13:-08:-44 **23** A. Yes.

01:33:15 **24** MR. GETZ: Just a moment, Your Honor.

01:33:19 **25** No further questions. Thank you.

01:33:21 **1** THE COURT: Questions?

01:33:24 **2** MR. HARTMAN: Not from the El-Hindi team.

01:33:29 **3** MR. IVEY: First we'd like the Court to make a  
01:33:32 **4** cautionary instruction.

01:33:34 **5** THE COURT: I think you just testified to this,  
01:33:36 **6** after all of this, in terms of your inquiry and so forth, you  
-13:-08:-44 **7** determined that there was nothing inappropriate or whatever  
01:33:44 **8** about the check itself; is that correct?

-13:-08:-44 **9** THE WITNESS: We were not notified of any  
01:33:49 **10** forgeries.

01:33:51 **11** THE COURT: Nothing wrong, improper, inadmissible  
-13:-08:-44 **12** or illegal related to that check, anyway?

-13:-08:-44 **13** THE WITNESS: Correct.

01:34:04 **14** THE COURT: Ladies and gentlemen, I think parties  
-13:-08:-44 **15** would agree with this. The check that Mr. Amawi presented to  
-13:-08:-44 **16** the bank that day was a check on the AZ Travel account and it  
01:34:15 **17** was being presented to the bank and the funds that it  
01:34:23 **18** represented had been collected from customers of AZ Travel to  
01:34:30 **19** take a trip on what's called the Hajj, which is an Islamic  
-13:-08:-44 **20** pilgrimage. It's quite customary in that religion. You  
-13:-08:-44 **21** should draw absolutely no negative or adverse inference of any  
-13:-08:-44 **22** kind as to any of the defendants from the presentment of the  
-13:-08:-44 **23** check.

-13:-08:-44 **24** It's my understanding -- Counsel correct me if I'm  
-13:-08:-44 **25** wrong -- that the testimony of this witness is principally as to

-13:-08:-44 **1** the chain of custody to show how the items that you saw  
01:35:01 **2** displayed happened to come into the government's possession.  
-13:-08:-44 **3** So there's nothing illegal or unlawful about anything you've  
-13:-08:-44 **4** heard about in terms of how the check was presented or the  
01:35:17 **5** wallet was left behind. She followed up as was her job to do  
-13:-08:-44 **6** so. When found she contacted the FBI in normal course of  
-13:-08:-44 **7** things. Then the government obtained possession of those  
-13:-08:-44 **8** various items.

-13:-08:-44 **9** MR. MILLER: With the Court's permission the  
-13:-08:-44 **10** government would move for the admission of the series of  
01:35:35 **11** exhibits 132 through 132I.

-13:-08:-44 **12** THE COURT: Any objection?

01:35:39 **13** MR. IVEY: No.

01:35:41 **14** THE COURT: It will be admitted. You may cross.

01:35:41 **15** - - -

01:35:41 **16** KELLY DORAN, CROSS-EXAMINATION

01:35:52 **17** BY MR. IVEY:

01:35:52 **18** Q. I think you indicated no one came to claim the wallet?

01:35:56 **19** A. Correct.

-13:-08:-44 **20** Q. I think you said you found the FBI agent's number and

-13:-08:-44 **21** you called the FBI agent whose name was on the card in the

01:36:04 **22** wallet, correct?

-13:-08:-44 **23** A. Correct.

-13:-08:-44 **24** Q. Was there any effort made to call Mr. Amawi?

-13:-08:-44 **25** A. By the branch, yes.

-13:-08:-44 **1** **Q.** Was any letter or anything sent out to the address of  
-13:-08:-44 **2** the ID to Mr. Amawi about his wallet being at the branch?

01:36:18 **3** **A.** I don't believe there were addresses found in the  
-13:-08:-44 **4** wallet. No letters were sent.

01:36:23 **5** MR. IVEY: Thank you. I have nothing further.

01:36:30 **6** THE COURT: Any redirect?

01:36:35 **7** MR. GETZ: No, Your Honor. Thank you.

-13:-08:-44 **8** THE COURT: You're free to go. Thank you.

01:36:53 **9** Okay. Ladies and gentlemen, I doubt whether this

01:36:59 **10** makes up for starting late with some regularity, but we'll

-13:-08:-44 **11** adjourn early this afternoon. There will be no court tomorrow,

-13:-08:-44 **12** for reasons I explained earlier. If you could be available at

-13:-08:-44 **13** noon on Tuesday, it may be a little later than that, but I'll do

-13:-08:-44 **14** the best I can. I learned the meeting I have to attend cannot

-13:-08:-44 **15** start earlier. In any event, I'll be in touch to let you know

-13:-08:-44 **16** ultimately when we start. I hope you enjoy your long weekend.

01:37:31 **17** Please don't talk about the case, refrain from

01:37:35 **18** allowing yourselves to read or view or listen to any publicity

-13:-08:-44 **19** about the case. If any of that stuff has come to your

01:37:41 **20** attention, I have no doubt that you all are doing the very best

-13:-08:-44 **21** you can to avoid any of that stuff. In any event, I also have

-13:-08:-44 **22** no doubt that you all understand full well whatever may come to

-13:-08:-44 **23** your attention outside the courtroom is not evidence and cannot

01:37:59 **24** influence your judgment in any way. And once again I remind

-13:-08:-44 **25** you: Don't talk about the case. In fact, don't even think



-13:-08:-44 1 about the case.

-13:-08:-44 2 Have a safe trip home. I'll see you next Tuesday

-13:-08:-44 3 at noon time. Thank you very much.

4 (Adjourned at 2:46 p.m.)

5 - - -

6

7

## C E R T I F I C A T E

8

9 I certify that the foregoing is a correct transcript from the  
10 record of proceedings in the above-entitled matter.

11

12 /s Tracy L. Spore \_\_\_\_\_

13 Tracy L. Spore, RMR, CRR Date

14

15

16

17

18

19

20

21

22

23

24

25

**1** I N D E X**2****3** MIKAEIL ALMOZROUEI, CONTINUED CROSS-EXAMINATION 4592**4** BY MR. BRYAN:**5** MIKAEIL ALMOZROUEI, CROSS-EXAMINATION 4608**6** BY MR. HARTMAN:**7** MIKAEIL ALMOZROUEI, CROSS-EXAMINATION 4608**8** BY MR. HARTMAN:**9** MIKAEIL ALMOZROUEI, REDIRECT EXAMINATION 4617**10** BY MR. MILLER:**11** MIKAEIL ALMOZROUEI, REDIRECT EXAMINATION 4617**12** BY MR. MILLER:**13** MIKAEIL ALMOZROUEI, RECROSS-EXAMINATION 4623**14** BY MR. BRYAN:**15** MIKAEIL ALMOZROUEI, RECROSS-EXAMINATION 4623**16** BY MR. BRYAN:**17** MIKAEIL ALMOZROUEI, RECROSS-EXAMINATION 4624**18** BY MR. HARTMAN:**19** MIKAEIL ALMOZROUEI, RECROSS-EXAMINATION 4624**20** BY MR. HARTMAN:**21** KELLY DORAN, DIRECT EXAMINATION 4628**22** BY MR. GETZ:**23** KELLY DORAN, CROSS-EXAMINATION 4651**24** BY MR. IVEY:**25**